

## COMMISSION ON STATE MANDATES

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March 18, 2013

Ms. Jean Kinney Hurst  
Senior Legislative Representative  
California State Association of Counties (CSAC)  
1100 K Street, Suite 101  
Sacramento, CA 95814

*And Affected State Agencies and Interested Parties (See Mailing List)*

Re: **Denial of Request for Hearing Postponement**  
*California Public Records Act*, 02-TC-10 and 02-TC-51  
Government Code Section 6253, et al.  
County of Los Angeles and Riverside Unified School District, Claimants

Dear Ms. Kinney Hurst:

The Commission on State Mandates (Commission) has received your request to postpone the April 19, 2013 hearing of the above matter. Section 1183.01(c)(2) of the Commission's regulations provides that any party may request the postponement of a hearing on parameters and guidelines. In the Commission's regulations "Party" means the test claimant, the Department of Finance, Office of State Controller, or affected state agency. (2 CCR 1181.1(m).) If a request from the claimant is received more than 15 days before the hearing, Commission regulations (2 CCR 1183.01(c)(2)) state that the executive director *shall* grant a hearing postponement for good cause. The same section of Commission regulations state that the executive director *may* grant a hearing postponement when requested by a state agency.

However, there is no authority for interested parties (such as CSAC) to request a postponement of a hearing, although interested parties may request an extension of time to comment when it does not impact the scheduled hearing of a matter (2 CCR 1183.01(c)(1)).

Parameters and guidelines have not yet been adopted for this matter as that is what is set for hearing on April 19, 2013. As an interested party, CSAC may file a request to amend parameters and guidelines once there are parameters and guidelines to amend.

Your request for a postponement of the hearing on this matter is denied.

Please contact Jason Hone at (916) 323-3562 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Heather Halsey'.

Heather Halsey  
Executive Director